

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A29-10635
Date Received: 5/ 9/1994
Receipt No: E012444
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GRANT H OLSON 208-254-3548
Address: 14224 S JENKINS RD
ROBIN ID 83214

2. Date of Priority: MAY 1, 1904

3. Source: GARDEN CREEK Trib. to: MARSH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10S	36E	15	NW	NE			BANNOCK

5. Description of diverting works:
HEADGATE AND DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/30	1.750		

7. Total Quantity Appropriated is:
1.750 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 240.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10S	36E	15	NE	NE		IRR	40.0
			NW	NE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	80.0
					Total Acres	80.0

11. Place of use in counties: BANNOCK

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

14. Remarks:

THIS WATER RIGHT WAS DECREED WHEN THE GARDEN CREEK IRR. CO. WENT TO COURT WITH VARIOUS PARTIES. THE DECREE WAS MADE ON 9-15-1906 UNDER THE NAME OF BEN LOCKYER.
THIS CLAIM COMBINES WATER RIGHT NOS. 29-00395 AND 29-00396.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 9/15/1906

GARDEN CREEK IRRIGATION CO
Decree Plaintiff

BEN LOCKYER
vs Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

A29-10635

Date Received

3-19-90

Receipt Number

E012444

RECEIVED

MAR 2 - 1990

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM
TO A

WATER RIGHT

ACQUIRED UNDER STATE LAW

RECEIVED

MAR 19 1990

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) Grant H. Olson Phone (208) 254 3548Mailing Address 14224 So. Jenkins Rd. Robin, Id Zip 832142. Date of Priority (Only one (1) per claim) May 1, 19043. Source of water supply (a) Garden Creekwhich is tributary to (b) Marsh Creek4. a. Location of existing point of diversion is: Township 10S Range 36E Section 15~~NE 1/4~~ 1/4 of NW 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of Bannock

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Headgate - Ditches -

A2910635



6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from April 1 to Nov 31 amount 1.75 CFS

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.75 CFS (cfs) and/or (b) 2.5 AC FT/yr (acre feet)

8. Total consumptive use claimed is 200 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
10S	36E	15	40	40															80

Total number of acres irrigated 80

11. In which county (ies) are lands listed above as place of use located? Bannock

12. Do you own the property listed above as place of use? Yes X No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None ()

14. Remarks: This water was decreed when The Garden Creek Irrigation Co. went to court with various parties. The decree was made on Sept. 15, 1906 under the name of Ben Lockyer

SEE BOOK OF Judgements.

Last Name OLSON

Ident No. _____

Copies: White -State, Yellow-Claimant

Bannock County Sept 15-1906.

Scale: 2 inches equals 1 mile

T 10 S R. 36 E Sec. 15 NW 1/4 NE 1/4 80 Acres

NW 1/4 NE 1/4

Recorded in Book "2" of Judgements
pages 292 - 293 - 294 Bannock
County Idaho
No. Ben Lockyer Copies: White-State, Yellow-Claimant
VS. Garden Creek Irr-Co.

Last Name OLSON,

Ident No. Ben Lockyer

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____

Decree ☒

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date 9/15/1906

Plaintiff vs Defendant Garden Creek Irr. Co vs. Ben Lockyer

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Grant H. Nelson Date 2/28/1990

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____ Title _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of BANNOCK) SS.

Subscribed and sworn (or affirmed) before me this 16th day of March 19 90

SEAL

Notary Public Phill C. King

Residing at Pocatello

My Commission Expires 1-29-94

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

04/10/2001

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 29-10635

NAME AND ADDRESS: GRANT H OLSON
14224 S JENKINS RD
ROBIN, ID 83214

SOURCE: GARDEN CREEK TRIBUTARY: MARSH CREEK

QUANTITY: 1.75 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.75 CFS. COMBINED RIGHT
NOS.: 29-07283, 29-10635

PRIORITY DATE: 05/01/1904

POINT OF DIVERSION: T10S R36E S7 NENW Within BANNOCK County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 10-31	1.75 CFS

PLACE OF USE:

<u>IRRIGATION Within BANNOCK County</u>					
T10S R36E S15	NENE	39	T10S R36E S15	NWNE	39

78 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED
TO THE IRRIGATION OF A COMBINED TOTAL OF 78 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 29-7283, 29-10635

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 29-00395, 29-
00396.

Log for claim A29-10635

Spatial Dynamics BTD

7/10/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
10s36e	15	NENE	40	39	
10s36e	15	NWNE	40	40	
Totals:			80	79	

AJ5809NP
No. A29-10635

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/27/00
PAGE: 206

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	GRANT H OLSON 14224 S JENKINS RD ROBIN ID 83214 (208) 254-3548	05/01/1904	IRRIGATION	04-01 11-30	1.750 CFS	
				TOTAL DIVERSION: CONSUMPTIVE USE:	1.750 CFS	240.00 AFA

Water Source: GARDEN CREEK

Tributary to: MARSH CREEK

Stage: DECREED

Point(s) of Diversion:

T10S R36E S15

NWNE

BANNOCK County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
10S	36E	15	:	40		40														:	80.0
																				TOTAL ACRES	80.0

POU County: BANNOCK

Other Water Rights Listing Overlapping Place(s) of Use:
A29-00395 A29-00396 A29-07283

Remarks: GEN THIS WATER RIGHT WAS DECREED WHEN THE GARDEN CREEK IRR. CO. WENT
TO COURT WITH VARIOUS PARTIES. THE DECREE WAS MADE ON 9-15-1906
UNDER THE NAME OF BEN LOCKYER.
THIS CLAIM COMBINES WATER RIGHT NOS. 29-00395 AND 29-00396.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Audit: 05/09/94 TAYLOR 03/29/95 POST-STD

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME O/SON CLAIM IDENT. NO. A29-10635

DATE RECEIVED	CK #	AMOUNT \$	YES	NO	Required Info?
3-19-90					
1. Is the name and address complete with zip code?			☒	☐	*
2. Is a priority date entered?			☒	☐	*
Is the priority date acceptable in view of mandatory filing dates?			☒	☐	*
See Adjudication Memos #1 and #4 to determine if a Permit is required.			☒	☐	*
3. (a) Is a source entered?			☒	☐	*
(b) Is a tributary to entered? (if required) N/A			☒	☐	
4. Is the legal description of the p.d. sufficient?			☒	☐	*
5. Is there a description of the diverting works?			☒	☐	
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.			☒	☐	*
Is the period of use included?			☒	☐	
Is a quantity claimed for each use?			☒	☐	*
7. Is a total quantity claimed entered?			☒	☐	
8. If required is a consumptive use entered? N/A			☒	☐	
Is the consumptive use correct? N/A			☒	☐	
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A			☒	☐	*
10. Is (are) the place(s) of use and purpose(s) indicated?			☒	☐	*
11. Is (are) the county(ies) entered?			☒	☐	
12. Is the ownership of p.u. checked?			☒	☐	
13. Are other water rights listed or "none" indicated?			☒	☐	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A			☒	☐	
15. Is the basis of the claim indicated?			☒	☐	
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A			☒	☐	
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.			☒	☐	*
18. Has the claim been signed, sealed, and dated by a notary?			☒	☐	*
19. Was this claim filed on time, or was an extension granted?			☒	☐	*
20. Is the fee enclosed correct? Exempt			☒	☐	*
21. If this claim is based on an existing water right, has the identification number been entered? N/A			☒	☐	
22. Should this claim be data entered?			☒	☐	

Claim checked by: LT Date: 5-4-94
 Claim must be returned to claimant: (Yes) (No)
 Claimant must be notified of modifications: (Yes) (No)

Receipt Prepared by: _____ Date: _____
 Claim data entered by: _____ Date: _____
 Sent to claimant by: _____ Date: _____
 Checked by: _____ Date: _____

Comments: Remarks: "This claim combines old water Right Nos.

29-00395 & 00396." Old Water Rts: 00395, 00396



State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

March 8, 1990

Mr. Grant H. Olson
14224 S. Jenkins Rd.
Robin, Idaho 83214

RECEIVED

MAR 19 1990

Department of Water Resources
Eastern District Office

RE: Bannock County Adjudication Notice.

Dear Mr. Olson:

Thank you for submitting the notice for your additional Bannock County water right. We are, however, returning the notice for additional information and/or fees.

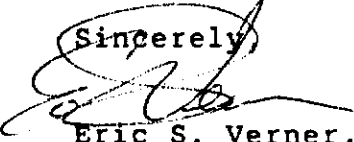
Before the department can accept the notice you do need to submit the proper filing fee. Notices for irrigation uses are charged a flat claim fee of \$50.00 plus an additional \$1.00/acre. For the notice that you sent, the \$50.00 flat fee is all that must be paid. The variable acreage fee has already been paid under receipt E012128.

Another item on the notice that should be corrected is the Point of Diversion (item 4). We need to know the location where the water is diverted, from the stream, to the nearest 40 acre tract. If you can not determine the 1/4 1/4 description, indicate the location on the map you made. We will then determine the 40-acre tract and apply it to your notice.

Finally, you must have your signature witnessed by a Notary Public. Notaries can be found at your local bank or other businesses.

Please return the notice (keep the yellow copies for your records) with the proper fee and the requested changes to our office before the Bannock County deadline of April 6, 1990. Feel free to contact our office if you have further questions regarding this matter.

Sincerely,


Eric S. Verner,
Sr. Water Agent

Enclosures

Water Resources

RECEIVED

MAR 2 - 1920

Feb 28. 1920

Department of Water Resources
Eastern District Office

Dear Sir :

Several days ago my brother Spencer J. Olson, of Arimo, delivered several water right Claims to your office in Idaho Falls. I neglected to include this claim enclosed. Since I have already paid a fee on this 80 acres for a groundwater claim I have not enclosed a fee. If I owe one please let me know. This claim is for water from the Garden Creek Irrigation Co. and the decree was just recently located with my important papers. I must talk to the irrigation Co. since they have not been granting me this water.

Sincerely,

Gunt H. Olson